

Anticipated Classification
of this Application:
16085 Subclass _____

Prior Application:
Examiner _____
Group Art Unit _____

Attorney's
Docket
No. 62812-AB/JPW/GJG
JBC

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

April 16, 2004

22553 U.S. PTO
10/826904
041604

S I R:

This is a request for filing a CONTINUATION
 DIVISIONAL CONTINUATION-IN-PART application under
 37 C.F.R. §1.53(b) 37 C.F.R. §1.53(d), of pending prior application
Serial No. 09/932,370 filed on August 17, 2001 of

Mitchell Shirvan and Meir Bialer
Inventor(s)

for

USE OF DERIVATIVES OF VALPROIC ACID AMIDES AND 2-VALPROENIC ACID AMIDES FOR THE TREATMENT
Title of Invention OR PREVENTION OF PAIN AND/OR HEADACHE DISORDERS

1. Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.
2. A verified statement to establish small entity status under 37 C.F.R. §1.9 and 1.27
 is enclosed.
 was filed in the prior application and such status is still proper and desired (37 C.F.R. §1.28(a)).
3. The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	NUMBER FILED	NUMBER EXTRA*		RATE		FEE	
				SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
Total Claims	20-20	=	0	X	9	18	= \$ 0
Independent Claims	6-3	=	3	X	43	86	= \$ 258
Multiple Dependent Claims Presented:				Yes <input checked="" type="checkbox"/> No	145	290	= \$ 0
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.						BASIC FEE	\$ 385 \$ 770
						TOTAL FEE	\$ 1,028

If the difference in Col. 1 is
less than zero, enter "0" in
Col. 2.

Filing an application pursuant to this section expressly abandons the parent application.

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Cont. Div.

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4. The Commissioner is hereby authorized to charge payment of the following fees associated with this application or credit any overpayment to Deposit Account No. 03-3125.

Any additional filing fees required under 37 C.F.R. §1.16.

Any patent application processing fees under 37 C.F.R. §1.17.

The issue fees set forth in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).

5. Three copies of this sheet are enclosed.

6. A check in the amount of \$ 1,028.00 is enclosed.

7. Cancel claims _____.

8. Amend the specification by inserting before the first line the sentence: --This is a continuation division of application Serial No. _____, filed _____.

9. 1 Sheet(s) of informal formal drawing(s) is/
are enclosed.

10. Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.

11. Priority of application No. _____ filed on _____ in _____ (country)
is claimed under 37 U.S.C. §119.

The certified copy of the priority application has been filed in prior application Serial No. _____, filed _____.

12. The prior application is assigned of record to Teva Pharmaceutical Industries, Ltd.

13. A preliminary amendment is enclosed.

14. The power of attorney in the prior application is to:

John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); Jay H. Maioli (Reg. No. 27,213); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Robert T. Maldonado (Reg. No. 38,232); Paul Teng (Reg. No. 40,837); Richard F. Jaworski (Reg. No. 33,515); Alan J. Morrison (Reg. No. 37,399); Mark A. Farley (Reg. No. 33,170); Pedro C. Fernandez (Reg. No. 41,741); and Gary J. Gershik (Reg. No. 39,992)

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Serial No.: Not Yet Known
Filed: Herewith

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(a) The power appears in the original papers in the prior application.

(b) Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(c) Address all future communications to:
(May only be completed by applicant, or attorney or agent of record.)

John P. White

Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

15. Also enclosed Express Mail Certificate of Mailing No.

ET 735 980 086 US, dated April 16, 2004

16. I hereby verify that the attached papers are a true copy of prior application Serial No. _____ as originally filed on _____.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

April 16, 2004

Date

Gary J. Gershik

Signature John P. White, Reg. No. 28,678
Gary J. Gershik, Reg. No. 39,992

INVENTOR(S)

ASSIGNEE OF COMPLETE INTEREST

ATTORNEY OR AGENT OF RECORD

FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mitchell Shirvan and Meir Bialer

Serial No.: Not Yet Known

Filed : Herewith

Title : USE OF DERIVATIVES OF VALPROIC ACID AMIDES AND 2-
VALPROENIC ACID AMIDES FOR THE TREATMENT OR
PREVENTION OF PAIN AND/OR HEADACHE DISORDERS

1185 Avenue of the Americas
New York, New York 10036
April 16, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
MAIL STOP PATENT APPLICATION

SIR:

EXPRESS MAIL CERTIFICATE OF MAILING
FOR ABOVE-IDENTIFIED APPLICATION

"Express Mail" mailing label number: ET 735 980 086 US

Date of Deposit: April 16, 2004

I hereby certify that this paper or fee is being deposited to the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Printed Name: *J. Gershik*

Respectfully submitted,

Gary J. Gershik
John P. White
Registration No. 28,678
Gary J. Gershik
Registration No. 39,992
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